

Appl. No. 10/772842
Reply to Action dated 10/27/2005
Page 23

REMARKS

Claims 7, 8, and 14 have been amended. Claims 7-9, 14, and 16 are currently under examination. All other pending claims are withdrawn. Reconsideration and reexamination of the application, as amended, are requested.

The Examiner issued an Office Communication on April 3, 2006 stating that the Amendment filed on January 27, 2006 was not fully responsive to the Office action of October 27, 2005. In particular, the Examiner stated that the substantial amendment to claim 7 is not fully disclosed in Species 1 (Figure 7). Claim 7 has been amended to recite that the shielding layer and the luminescent layer are a unitary structure, which is supported by Species I, Figure 7, which illustrates the shielding layer and the luminescent layer as a unitary structure.

The Examiner objected to claims 8 and 14 because of informalities. The informalities have been considered and appropriate amendments have been made.

The Examiner rejected claim 7 under 35 U.S.C. 102 (e) as being anticipated by Wu et al.

Wu discloses an optical package for eliminating tilt angle between a header and an optical emitter. Optical emitter 26 is disposed on header 28. A can lid 30 is spaced to the sides of and the above optical emitter 26. A glass member 34 with a holographic element 32 thereon is held by can lid 30 above optical emitter 26. The disclosure of Wu is directed to eliminating a tilt angle between the optical emitter and the header, the two of which are spaced apart.

Claim 7 is directed to a light-emitting device which includes a luminescent layer and an electrode structure. A shielding layer in a shape substantially corresponding to a pattern of interference fringes of a hologram is provided at an abutting position outside of the luminescent layer, "and the shielding layer and the luminescent layer are a unitary

Appl. No. 10/772,842
Reply to Action dated 10/27/2005
Page 24

structure". That is, the shielding layer abutting the luminescent layer becomes part of the unitary structure with the luminescent layer. The emitting device of Wu having a spaced apart can lid holding a holographic element does not disclose such unitary structure. Hence, Wu does not anticipate the light emitting device of claim 7.

The Examiner rejected claims 8, 9, 14 and 16 under 35 U.S.C. 103 (a) as being obvious on consideration of Wu in view of Kozlov et al.

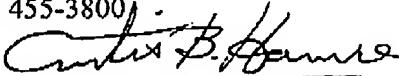
Kozlov does not disclose a shielding layer. Hence, Kozlov does not teach or point to that which Wu does not disclose. Claims 8, 9, 14 and 16 are non-obvious and patentable.

In view of the above, it is submitted that the application is in condition of allowance. Reconsideration and reexamination is requested. Allowance of claims 7-9, 14 and 16 at an early date is solicited. Any questions regarding this communication can be directed to the undersigned attorney, Curtis B. Hamre, Reg. No. 29,165 at (612) 455-3802.

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